

THE CORPORATION OF THE COUNTY OF HALIBURTON

BY-LAW NO. 3789 “Schedule A”


The Corporation of the County of Haliburton grants permission to the Kawartha All-Terrain Vehicle Association to legally enter and use the premises described as the Haliburton County Rail Trail Corridor that lies within the geographic boundaries of the County of Haliburton provided the following conditions are met:

1. The permitted use granted under County of Haliburton By-Law No. 3789 is for All-Terrain Vehicles only as specified under Regulation 316/03 of the Highway Traffic Act and “**two-up**” tandem built ATV’s designed specifically for an operator and one passenger.
2. Entry and use of the Haliburton County Rail Trail Corridor is permitted only on the recreation portion of the trail right of way being the premises designated as the five (5) metre maintained surface portion of the trail and specifically during the hours of 10:00am and dusk.
3. Permission is granted for the period commencing May 1st, 2017 and ending on November 30th, 2017 unless notice of termination of this permission is given by the County of Haliburton. It is understood that the Kawartha All-Terrain Vehicle Association will be notified if there is a delay in the date to open the trail to ATVs or a temporary closure of the rail trail. A delay or temporary closure may be the result of poor trail conditions or a significant maintenance project.
4. The County of Haliburton reserves the sole right to close all or a portion thereof the Rail Trail Corridor due to poor weather conditions that may result in damage to the trail right of way.
5. The Kawartha All-Terrain Vehicle Association and its members hereby undertake to hold harmless and agree to indemnify from the consequences of legal action and/or insurance claims, the Corporation of the County of Haliburton. Further, the County of Haliburton shall be named as an additional insured on the Kawartha All-Terrain Vehicle Association’s liability insurance policy that carries a minimum of \$5 million coverage.
6. The Kawartha All-Terrain Vehicle Association and its members hereby undertake to name the Haliburton All-Terrain Vehicle Association as an additional insured on the Kawartha All-Terrain Vehicle Association’s liability insurance policy that carries a minimum of \$5 million coverage.
7. The Kawartha All-Terrain Vehicle Association shall hold the Haliburton All-Terrain Vehicle Association harmless of any liability claims of Kawartha All-Terrain Vehicle Association members while using the Haliburton Rail Trail Corridor.
8. The Kawartha All-Terrain Vehicle Association will issue permits to its members and will ensure that all members are adequately insured, possess proof of membership and their all-terrain vehicle is properly licensed.
9. The Kawartha All-Terrain Vehicle Association and its members will obey the posted and observed speed limit of thirty (30) kilometers per hour when travelling the Haliburton County Rail Trail Corridor.
10. The Kawartha All-Terrain Vehicle Association acknowledges the County of Haliburton

WITNESS my/our hand this 9th day of may 2017.

Signed and Delivered in the presence of:

FOR THE KAWARTHA ALL-TERRAIN VEHICLE ASSOCIATION



Witness
STEVE GREEN



Carolyn Richards President

KATV – Alternate Designate

FOR THE CORPORATION OF THE COUNTY OF HALIBURTON



Brent Devolin Warden



Michael Rutter CAO/County Clerk